S.B.CRIMINAL MISC. BAIL APPLICATION NO.2763/06

Date : 07.07.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. Mridul Jain for the applicant.
Mr. Vishnu Kachhawaha, Public Prosecutor for State.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that the vehicle from which illegal liquor was recovered was of ownership of the applicant but at the time of incident it was driven by the driver and khalsi and he never advised them to do such illegal act. He further submits that no investigation is to be made from him, therefore, he may enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to grant anticipatory bail to the applicant. Accordingly, it is

directed that in the event of arrest of applicant Guruvinder Singh son of Harjeet Singh by I.O./S.H.O. in FIR No.3/2006 Excise Circle, Police Station Lunkaransar, he shall be released on bail provided he furnishes a personal bond in the sum of Rs.30,000/- alongwith two sound and solvent sureties of Rs.15,000/- each to the satisfaction of Investigating Officer on the following conditions:-

(i)That he shall make himself available for interrogation by a police officer as and when required;

(ii)That he shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;

(iii)That he shall not leave India without the previous permission of the Court.

(SATYA PRAKASH PATHAK), J.